



Sen. David Koehler

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LRB098 16796 RLC 55973 a

1 AMENDMENT TO SENATE BILL 2782

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2782 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Juvenile Court Act of 1987 is amended by  
5 adding Section 2-10.2 as follows:

6 (705 ILCS 405/2-10.2 new)

7 Sec. 2-10.2. Educational surrogate parent.

8 (a) Upon issuing an order under Section 2-10 of this Act,  
9 if the minor is in need of special education services or early  
10 intervention services the court may appoint one or both parents  
11 or the minor's legal guardian who is a respondent as the  
12 educational surrogate parent or early intervention program  
13 surrogate parent for the minor if:

14 (1) the parent or legal guardian respondent requests  
15 the appointment; and

16 (2) the court finds that the best interests of the

1 minor are consistent with the appointment.

2 (b) The court may appoint a person other than a parent or  
3 legal guardian respondent as educational surrogate parent or  
4 early intervention program surrogate parent of the minor if:

5 (1) the person is not a party to the abuse, neglect, or  
6 dependency of the minor;

7 (2) the person is familiar with the needs of the minor;

8 (3) a parent or guardian does not request appointment,  
9 is unavailable, or the court denies the request for  
10 appointment by a parent or guardian respondent; and

11 (4) the court finds that the best interests of the  
12 minor are consistent with the appointment.

13 (c) An educational surrogate parent or early intervention  
14 program surrogate parent shall meet the requirements of  
15 applicable federal and State laws and rules governing  
16 educational surrogate parents or early intervention program  
17 surrogate parents. The court may rescind its appointment of an  
18 educational surrogate parent or early intervention program  
19 surrogate parent at any time if it determines that rescinding  
20 the appointment is consistent with the best interests of the  
21 minor. If the court does not appoint a parent, guardian  
22 respondent, or other person as educational surrogate parent or  
23 early intervention program surrogate parent, or if the court  
24 rescinds an appointment, the selection of an educational  
25 surrogate parent or early intervention program surrogate  
26 parent shall be made under applicable federal and State laws

1 and rules.

2 Section 99. Effective date. This Act takes effect upon  
3 becoming law.".